

. CITY OF SAN BRUNO . CITY COUNCIL . MINUTES .  
FEBRUARY 13, 2001

**SUBJECT TO COUNCIL APPROVAL**

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San Bruno residents may check out videotapes in Library or access our web site [www.ci.sanbruno.ca.us](http://www.ci.sanbruno.ca.us).*

**THIS IS TO CERTIFY THAT:**

The San Bruno City Council met in Regular Session in Council Chambers, City Hall, Tuesday, February 13, 2001, 7:03 pm. Present were Vice Mayor Ruane, presiding; Councilmembers Ibarra, O'Connell, Pallas; City Clerk Rasmussen, recording; City Manager Hedley, City Attorney Lowell.

ABSENT: Mayor Franzella (with notice)

Pledge of Allegiance was led by resident **Helen Governale**, wife of former Councilmember and Mayor Tony Governale.

**Vice Mayor Ruane** acknowledged tonight is last meeting to be held in this Council Chambers and thanked **San Bruno Garden Club** for beautiful floral display.

**PRESENTATION** of 25 Year Service Award to **City Clerk Terri Rasmussen** by **John Barnard**, former Councilmember and Mayor.

**Vice Mayor Ruane** presented Commendation from SMC Board of Supervisors acknowledging San Bruno's \$25,000 contribution to **Safe Harbor Emergency Winter Shelter** in So San Francisco and permanent **Sister City Plaza** plaque honoring 10<sup>th</sup> Anniversary of San Bruno's sister city relationship with **Narita, Japan**.

**REVIEW OF AGENDA**

**IT WAS AGREED** to consider items re **funding for New Library/Community Center** and **televising public meetings** following Consent Calendar.

**Vice Mayor Ruane** advised **mailed agendas** did not include (1) **Urgency Ordinance** under Unfinished Business re temporary relocation of Council meetings to Senior Center, and (2) Councilmember O'Connell's request under New Business to consider Pacifica Land Trust's acquisition of Pacifica-owned land at terminus of Sneath Lane (within San Bruno city limits) for open space preservation. *No action was necessary to consider these items since they were included in posted Agenda and Council packets.*

**City Attorney Lowell** requested addition of following to Closed Session: Discussion of anticipated litigation stemming from BART's possible refusal to adhere to Letter of Credit requirement of Development Agreement for Joint Police Facility. He advised since Staff received BART's informal denial after posting of Agenda, motion requires 2/3rds vote of members present, that is, three ayes (Government Code Section 54954.2(b)(2)), to add item.

M/S Ibarra, O'Connell to add item on basis need for action arose after posting of Agenda; passed unanimously.

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**APPROVAL OF MINUTES:** Regular meeting January 23, 2001

**CONSENT CALENDAR**

- a. Approved: Payroll of January 29/February 12, 2001
- b. Approved: Accounts Payable of January 15/29, 2001
- c. Removed (Scott Buschman/Pallas): Mayor Franzella's letter to California Energy Commission supporting installation of **air quality monitor** in Belle Air neighborhood as part of Peaker Power Plant Project at Airport; included was request from **Kate Chatfield**, 2<sup>nd</sup> Avenue

**END OF CONSENT CALENDAR**

M/S Pallas, Ibarra to approve Consent Calendar, excluding Item c; passed unanimously (Franzella, absent).

**Item c: Scott Buschman**, 2<sup>nd</sup> Avenue, stated public is not being adequately informed and urged CATV announcement re February 23 public hearing and March 5 public comment deadline.

**Norma Elias**, Crestmoor Drive, commended Mayor's letter, noted increased smog and impact of project on San Bruno and surrounding cities, and urged unity.

**Rich Meagher**, Shelter Creek Lane, urged more aggressive City action, indicating much larger project will come.

**Alice Barnes/BART** (Belle Air Residents for Truth), 5<sup>th</sup> Avenue, presented update of January 26 hearing (*available at [www.sanbrunobart.com](http://www.sanbrunobart.com)*) indicating none of their requests were addressed in Commission's preliminary proposal. She emphasized decision is based on inaccurate and inadequate data and urged City to send representative to February 23 hearing.

M/S Pallas, Ibarra to file letter; passed unanimously.

**New Library/Community Center: Facilities Needs Assessment Ad Hoc Committee** (O'Connell/Ruane) recommended February 27 agenda include approval of June 5, 2001 ballot measure for \$14 million general obligation bond for to be located in Downtown area.

Included were letters from **M Murphy**/College Drive, **Nancy Green**/Redwood Avenue, **M Duval**/Chestnut Avenue, and **Ernie Gomes**/Lake Drive supporting construction of new Library.

**Rose Urbach**, Euclid Avenue, inquired about another change in 25 years and future use of existing building.

M/S Ibarra, O'Connell to concur in recommendation; passed unanimously.

**Public Meetings - Senior Center Televising: CATV Ad Hoc Committee** (O'Connell/Ruane) recommended accept recommendations outlined in report, including televising regular Council and Planning Commission meetings and quarterly meetings of other bodies, and asking San Bruno Park School District whether they prefer televising quarterly meetings from their facility or Senior Center; nominal increased costs to be absorbed in local programming budget for City meetings.

**Jim Kelly**, Oak Avenue, commented re problem with remote location, suggested using Senior shuttle bus for transportation, and asked why Wells Fargo site was not selected.

**Marina Kaiser**, 5<sup>th</sup> Avenue, stated Seniors will not object to use of Senior Center for meetings and indicated we should give them more credit.

**Alice Barnes/BART** (Belle Air Residents for Truth), 5<sup>th</sup> Avenue, noted Seniors may be more vocal with change in meeting location and suggested cab chits for residents needing transportation.

**Rose Urbach**, Euclid Avenue, stated Wells Fargo site is better location since Senior Center is not safe at night.

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Following action was taken: M/S Ibarra, O'Connell to concur in recommendation; passed by majority vote (Pallas, no).

**Related Item: Mayor Franzella** recommended direct City Manager to investigate providing **transportation** for Council and/or other City meetings held at Senior Center. **IT WAS AGREED** City Manager will work with Ad Hoc Committee and present report February 27.

**Related Item: City Attorney Lowell** recommended **Urgency Ordinance** Amending Section 2.04.030 (Regular Meetings-Place) of Chapter 2.04 City Council of San Bruno Municipal Code; reflects temporary relocation of Council meetings to Senior Center.

M/S Ibarra, O'Connell to waive reading. **Urgency Ordinance 1636** was introduced by Council- member Ibarra and adopted by majority roll call vote (Pallas/no, Franzella/absent).

**PUBLIC HEARINGS: NOTICES HAVE BEEN PUBLISHED, POSTED, MAILED: None**

Vice Mayor Ruane announced hearing **Tuesday, February 27, 7:00 pm, Senior Center**, 1555 Crystal Springs Road: **A-R Zone Text Amendment** - Allows churches as conditional use on south side San Bruno Avenue West in Administrative-Research District.

**UNFINISHED BUSINESS**

a. **BART**

**Public Works Director Munns** presented oral update re improved rail crossing and mitigation of night work noise.

**Alice Barnes/BART** (Belle Air Residents for Truth), 5<sup>th</sup> Avenue, commended Director and City consultants for going to bat for neighborhood, indicating effective use of sound dampening screen and muffler on pneumatic hammer.

b. **Caltrain: Ad Hoc Committee** (Ibarra/Ruane) presented oral update on meeting with Joint Powers Board Staff re safety, amenities and Station enhancements, and indicated written response to concerns is forthcoming and meeting will be scheduled with Safety Director.

Upon inquiry by **Jim Kelly**, Oak Avenue, Vice Mayor assured him that his specific issues were addressed during meeting.

**Norma Elias**, Crestmoor Drive, asked when Station will be moved.

**Alice Barnes/BART** (Belle Air Residents for Truth), 5<sup>th</sup> Avenue, commented re loss of lives, noting improvements should have been made last year.

c. **CBC Interviews** (Commissions/Boards/Committees): **City Clerk Rasmussen** recommended (*oral*) interviews Tuesday, February 27, 6:30 pm, **Senior Center. IT WAS AGREED** to concur in recommendation; passed unanimously.

**CALL FOR BIDS, PRESENTATION OF BIDS, AWARD OF CONTRACTS**

**Public Works Director Munns** recommended authorize call for bids for **Pacific Heights Pump Station Rehabilitation**; project included in Five Year Capital Improvement Budget, additional

appropriation request expected March 27.

M/S O'Connell, Ibarra to concur in recommendation; passed unanimously.

## COMMUNICATIONS

**Mark Kroll, Martin/Regis Partnership**, Foster City, advising February 27 agenda may include their request for June 2001 election to submit ballot measure re **Navy Site Specific Plan**.

**Vice Mayor Ruane** read letter in its entirety.

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## STAFF REPORTS

a. **CATV Director Thomas** recommended authorize replacement of **CATV sign** for amount not exceeding \$35,000; funding available in Budget.

**Jim Kelly**, Oak Avenue, supported Councilmember Pallas' traffic distraction concern.

M/S Ibarra, O'Connell to concur in recommendation; passed by majority vote (Pallas, no).

b. **Public Works Director Munns** recommended authorize City Manage to take whatever actions are necessary for purchase/installation of **Commodore Well Replacement Pump**, including appropriation of \$65,000 from Water System Replacement Fund (supported by Water Resources Ad Hoc Committee). M/S Pallas, O'Connell to concur in recommendation; passed unanimously.

## REPORT OF CITY ATTORNEY - RESOLUTIONS & ORDINANCES: None

## PUBLIC COMMENT ON ITEMS NOT ON AGENDA

**Alice Barnes/BART** (Belle Air Residents for Truth), 5<sup>th</sup> Avenue, thanked Public Works Director for sidewalk repair, congratulated City Clerk Rasmussen for 25 years of service, and outlined historical events which took place in Council Chambers during her last ten years of involvement.

**Rose Urbach**, Euclid Avenue, asked about relocating Chambers plaque honoring murdered journalist Quita Hague, expressed desire for traditional Christmas carols at annual *Holiday Tree Lighting*, and urged break in Street Sweeping Program or extension west of El Camino Real.

## REPORT OF COMMISSIONS, BOARDS & COMMITTEES

a. **Water Resources Ad Hoc Committee** (O'Connell/Pallas) recommended authorize City Manage to take whatever actions are necessary for closure/abandonment of **Well No. 3** at Corp Yard, including appropriation of \$25,000.

M/S Pallas, O'Connell to concur in recommendation; passed unanimously.

### b. Oral Updates

--**Youth Committee** (Ibarra/O'Connell): Next meeting February 15 to explore after school activities

--**Beautification Task Force** (O'Connell): Next meeting March 1, Conference Room One, 5:00 pm; *Operation Clean Sweep* May 5, logos contest by Mr Casey's class at Portola School

--**Downtown Improvement Plan Ad Hoc Committee** (Ruane/Ibarra): First meeting with City consultant to recap proposal, next meeting to develop priorities

**City Manager Hedley** presented oral update re transition of **City internet access** and loss of external e-mail, indicating with help from Senator Feinstein's office, problem should be resolved by Wednesday of

next week.

## NEW BUSINESS

**Councilmember O'Connell** requested (*oral*) consider Pacifica Land Trust's acquisition of Pacifica-owned land at terminus of Sneath Lane (within San Bruno city limits) for open space preservation.

**City Attorney Lowell** cautioned Council not to comment on potential development projects at this time.

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**Ernie Gomes**, Lake Drive, presented background and GGNRA and SFWD's interest in managing property, and requested Council send letter to City of Pacifica endorsing Pacifica Land Trust's proposal.

M/S Pallas, O'Connell to concur with Mr Gomes' request; passed unanimously.

**MOMENT OF SILENCE** in memory of...

**Matthew Smith**, Redwood City Firefighter

Recessed 9:02 pm. Reconvened 9:07 pm.

## CLOSED SESSION

**Assistant City Manager Rogers** requested Closed Session to discuss labor negotiations re Local 856/**Miscellaneous/Police/Firefighters**, Local 350/**Mid-Management Employees**, and/or **San Bruno Management Employees Association**, pursuant to Government Code Section 54957.6.

**City Attorney Lowell** requested discussion of anticipated litigation stemming from BART's possible refusal to adhere to Letter of Credit requirement of Development Agreement for Joint Police Facility, pursuant to Government Code Section 54956.9(b).

Recessed to Closed Session 9:08 pm. City Clerk Rasmussen was excused. Reconvened 9:34 pm.

**Vice Mayor Ruane** advised Council (1) provided direction to labor negotiators; and (2) determined Closed Session was warranted to discuss anticipated litigation with BART and instructed Staff to adhere to Development Agreement and also explore alternate means of addressing concerns re Letter of Credit.

## ADJOURNMENT

Meeting was adjourned at 9:36 pm to **Tuesday, February 27, 6:30 pm, Senior Center for CBC interviews**; regular meeting will follow at 7:00 pm.

Foregoing minutes approved by  
San Bruno City Council at regular  
meeting held February 27, 2001

Respectfully submitted,

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Terri Rasmussen, City Clerk

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Jim Ruane, Vice Mayor